



DISTRICT COURT OF MARYLAND FOR Frederick County

Located at 100 West Patrick St, Frederick, Maryland 21701

Case No. D-111-CR-23-001257

STATE OF MARYLAND

VS.

RIVERA-CANALES, ISMAEL

5980 GROVE HILL ROAD
FREDERICK, MD 21702-0000

CC#: 23-015872

Tracking No: 231001160073

Home phone:

Cellphone:

Charge | Statute | Arrest

MURDER - FIRST DEGREE | CR 2 201 |

Charge | Statute | Arrest

Date: 05/18/2023

ARREST WARRANT

Warrant Control No. D220377765

STATE OF MARYLAND, Frederick County

TO ANY PEACE OFFICER:

An order of the court was entered on 05/18/2023, ordering the arrest of RIVERA-CANALES, ISMAEL to be brought before this court for an Initial Appearance.

YOU ARE ORDERED to immediately arrest the above-named person who resides or may be located at: 5980 GROVE HILL ROAD, FREDERICK, MD 217020000.

IF THE DEFENDANT IS NOT IN CUSTODY FOR ANOTHER OFFENSE,

Initial appearance is to be held in county in which defendant is arrested.

YOU ARE FURTHER DIRECTED:

☒ to immediately take this person before a judicial officer of the District Court; or if the warrant so specifies, before a judicial officer of the circuit court. An appearance by video satisfies the requirements of this directive.

☐ to hold this person at _____ pending their appearance in the above-named court on the first sitting of the court following their apprehension.

☐ IF THE DEFENDANT IS IN CUSTODY FOR ANOTHER OFFENSE, this warrant is to be lodged as a detainer for the continued detention of the defendant for the offense charged in the charging document. When the the defendant is served with a copy of the charging document and warrant, the defendant shall be taken before a judicial officer of the district court; or if the warrant so specifies, before a judicial officer of the circuit court.

☐

Specify other directions as needed

LOCAL DETENTION CENTER, JAIL OR BOOKING FACILITY: YOU ARE ORDERED to:

☐ Receive from any officer the body of the above-named defendant who is COMMITTED TO YOUR CUSTODY.

☐ Transfer the defendant to: _____

Facility Name and Address

The defendant, once transferred, shall be taken without unnecessary delay, before this court during the next session to answer these charges.

Date: 05/18/2023 Time: 8:25 PM

M. FRIEDBERG B087

ID: B087

Judge/Commissioner/Clerk of the Circuit Court

COMMISSIONER

Description: Driver's License #

DOB: 12/14/2002 FBI #

Race: W Sex: M Ht: 5' 10" Wt: 160 Hair: BLK Eyes: BRO

SID #

SSN

Complexion _____ Tattoos, Marks, Scars _____

Other _____

Given to Law Enforcement Agency: FREDERICK CITY POLICE DEPT

RETURN OF SERVICE

☐ I certify that at _____ M on _____ at _____
Time Date Place, I executed this arrest warrant by arresting the person named above and delivered a copy of the arrest warrant to them.

☐ I left a copy of the warrant and charging document as a detainer for the continued detention of the person named above at: _____

Detention Facility

Address

Signature of Peace Officer

Title

Agency

Sub-Agency

ID Number



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Case No. D-111-CR-23-001257

STATE OF MARYLAND

VS.

RIVERA-CANALES, ISMAEL

COMPLAINANT:

Officer: DETECTIVE K. YACKOVICH

Agency/Subagency: BS 7035

Officer ID: 0493

5980 GROVE HILL ROAD

FREDERICK, MD 21702

CC#: 23-015872

LID:

Race: W Sex: M

DOB: 12/14/2002

SID:

DL#:

Ht: 5' 10"

Home phone:

Wt: 160

FBI#:

Hair: BLK Eyes: BRO

Cellphone:

STATEMENT OF CHARGES

UPON THE FACTS CONTAINED IN THE APPLICATION OF Officer: DETECTIVE K. YACKOVICH IT IS FORMALLY CHARGED THAT RIVERA-CANALES, ISMAEL at the dates, times and locations specified below:

NUM	CHG/CIT	STATUTE	PENALTY	DESCRIPTION OF THE CHARGE
001	1M0990	CR 2 201	0 L	<p>MURDER - FIRST DEGREE On or About 02/24/2023 WOOD LINE TO THE REAR OF AYNSELY COURT, FREDERICK, FREDERICK COUNTY, MARYLAND ...did feloniously, willfully and with deliberately premeditated malice aforethought, kill and murder LIMBER JOCIMAR LOPEZ-FUNEZ {15-YEAR- OLD VICTIM}.</p> <p>Against the Peace, Government, and Dignity of the State.</p>

Date : 05/18/2023 Time : 8:23 PM

Tracking No. 231001160073

Judicial Officer:

M. FRIEDBERG B087
COMMISSIONER

B087



DISTRICT COURT OF MARYLAND FOR Frederick County

(City/County)

LOCATED AT (COURT ADDRESS)
100 W Patrick Street

D-111-CR-23-001257

RELATED CASES:

Frederick, MD 21701



COMPLAINANT

DEFENDANT

DETECTIVE K. YACKOVICH

Printed Name

100 W PATRICK STREET

Address

FREDERICK, MD 21701

City, State, Zip

BS 7035 493

Agency, Sub-agency, and I.D. #

240-549-4450

Telephone

(Officer Only)

ISMAEL RIVERA CANALES

Printed Name

5980 GROVE HILL RD

Address

FREDERICK, MD 21702

City, State, Zip

CC# 2023-015872

Telephone

DEFENDANT'S DESCRIPTION: Driver's License # _____ Sex M Race W Ht 5'10 Wt 160Hair BLK Eyes BRN Complexion MED Other _____ DOB 12/14/2002 ID _____

APPLICATION FOR STATEMENT OF CHARGES

Page 1 of 8

(Include a statement of facts within your personal knowledge (what you saw or heard, what someone said to you, etc.) showing that there is probable cause to believe that a crime has been committed and that the defendant has committed it. Please see the "NOTICE TO APPLICANT FOR A CHARGING DOCUMENT" for further information.)

I, the undersigned, apply for a statement of charges and a summons or warrant which may lead to the arrest of the above named defendant because on or about 02/24/2023 at WOOD LINE TO REAR OF AYNLEY COURT FREDERICK, MD 21703, the above named defendant

SEE ATTACHED CONTINUATION SHEETS

(Continued on attached 7 pages) (DC-CR-001A)

I solemnly affirm under the penalties of perjury that the contents of this document are true to the best of my knowledge, information, and belief.

MAY 18, 2023

Date

[Signature]
DETECTIVE K. YACKOVICH, #493

Officer's Signature

Printed Name

I have read or had read to me and I understand the notice on the back of this form.

Date

Applicant's Signature

Printed Name

Subscribed and sworn to before me 5/18/23 at 8:20 AM PM

Date

Time

☐ AM ☐ PM

Judge/Commissioner

M. FRIEDBERG B0887

COMMISSIONER Number

I understand that a charging document will be issued and that I must appear for trial on _____ at _____, ☐ when notified by the clerk, at the court location shown at the top of this form.

Date

Time

Applicant's Signature

☐ The applicant requests reasonable protection for safety of the alleged victim or the victim's family:

(Describe)

☐ I have advised applicant of the right to request shielding. ☐ The applicant declines shielding.☐ I declined to issue a charging document because of lack of probable cause.

Date

Commissioner

ID Number

DC-CR-001 (Rev. 10/2020)



Tr.#231001160073



Printed Name

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RIVERA CANALES, ISMAEL

APPLICATION FOR STATEMENT OF CHARGES (CONTINUED) Page 2 of 8

On February 25, 2023, officers of the Frederick Police Department (" FPD") responded to 1204 Alban Court, Apt. TB, Frederick, Maryland for a missing person report. Maura NATAREN FUNEZ (" FUNEZ") reported that her 15-year-old son, identified as Limber Jocimar LOPEZ FUNEZ (the " Victim") was missing.

FUNEZ reported that the victim was last seen on February 24, 2023, at approximately 7:00 PM. FUNEZ advised that it was extremely out of character for the victim to not have contact with her. FUNEZ was concerned that her son had been hanging around with unsavory individuals and she feared for his safety.

The victim was last observed wearing a black hooded sweatshirt, over a yellow and black striped shirt, and black Adidas pants with white stripes. He was also believed to be wearing black Crocs.

Following the disappearance of the victim, family members observed that the victim received a Snapchat message from a Snapchat username: " henry20238942" . The message was received at 6:43 PM. The message stated in Spanish, " What' s up?" The victim replied that he would be out. The victim later left the residence and was not heard from or seen alive after leaving the residence. The family provided the victim' s Snapchat account username as " sonpiolin" .

Detectives received information from an allied police agency who received a tip from a confidential source (" hereinafter CS1"). The CS1 advised the allied investigator that a male juvenile was murdered in Frederick City, Maryland on February 24, 2023, by members of the transnational criminal organization, MS-13. Further information was that the murder occurred in or near a stream bed, close to a large rock, possibly Rock Creek Park. The CS1 advised that the victim was stabbed and / or " cut up" .

On February 25-26, 2023, FPD detectives conducted searches of multiple wooded locations that were known hangouts of MS-13. As they searched the wooded area to the rear of Aynsley Court in Frederick, Maryland, they located the initial crime scene. Detectives discovered a significant amount of blood and hair evidence near a large rock and up the embankment. As detectives continued to search the area for the victim, they located a black pair of Adidas pants within close proximity to the initial crime scene. The pants showed evidence of sharp force trauma. The pants were positively identified as those of the victim and contained confirmed blood of the victim.

Detectives found additional clothing and a knife from an apartment community dumpster in close proximity to the crime scene / victim' s pants. Detectives recovered a black puffy jacket, a blue & white jacket, a flannel jacket, a black pair of pants, a blue pair of pants, a blue ball cap with the stock sticker on the bill with " MS 13" scratched in the sticker, and black ball cap in a black trash bag. Both jackets contained confirmed blood of the victim. Detectives also recovered a knife, described as a butterfly type knife, bladed on both sides with a skull. The knot of the black trash bag and the plastic bag containing the knife were sent to the Maryland State Police, Forensics Sciences Division to be processed for latent prints. Analysis revealed that the latent print impressions obtained from both bags contained the known fingerprints of Ismael Ivan RIVERA CANALES (DOB: 12/14/2002). Detective K. Yackovich is familiar with RIVERA CANALES from prior investigations involving MS-13.

There was confirmed blood on this knife, also belonging to the victim. It should be also noted that the clothing recovered from the dumpster was not clothing that the victim was described as wearing.

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APPLICATION FOR STATEMENT OF CHARGES (CONTINUED) Page 3 of 8

The location of the crime scene is within walking distance to the address located at 1148 Providence Court, Frederick, MD. Detectives received additional information that one of the suspects involved in the murder was known by the nickname, " Lil Jason" , utilizing 301-401-2172. " Lil Jason" was described to have a large tattoo on his chest, had recently fled El Salvador due to an outstanding arrest warrant for a murder that occurred in El Salvador, and was associating with suspected members of the " Fulton Locos Salvatrucha (FLS)" clique of MS-13. Detectives searched law enforcement sensitive databases and determined that phone number " 301-401-2172 (TARGET TELEPHONE 2172)" is serviced by AT&T Wireless.

Based on information provided by the allied investigator, information received months prior to this incident, the description provided and the outstanding arrest warrant through El Salvador, detectives confirmed " Lil Jason" to be Elmer Bladimir REYES REYES (DOB: 06/01/1995). Further, detectives know REYES REYES is associated with the Parkview Locos Salvatrucha (PVLS) clique of MS-13 and was staying at a residence located at 1148 Providence Court, Frederick, MD. Detectives were conducting surveillance in an unrelated case when they observed REYES REYES in the area of 1148 Providence Court.

Digital evidence revealed that TARGET TELEPHONE 2172 was also the phone number associated with the target Snapchat username: " henry20238942" , who last communicated with the victim prior to his disappearance. It was also determined that the target Snapchat account was registered on January 3, 2023, utilizing an Internet Protocol (IP) Address " 69.243.96.220" . This IP Address was confirmed to be serviced by Comcast Communications with a subscriber of Maria REYES, residing at 1148 Providence Court, Frederick, MD. Maria REYES was confirmed to be the sister of REYES REYES, also residing at 1148 Providence Court, Frederick.

Later, on February 26, 2023, after recovering the abovementioned evidence, detectives executed a search and seizure warrant of REYES REYES' residence, 1148 Providence Court. During the search of this residence, detectives recovered both of REYES REYES' cellular devices, to include a Moto G with the assigned telephone number, 301-401-2172, matching that of TARGET TELEPHONE 2172. Detectives located soaking wet clothing, belonging to REYES REYES, in a plastic bag, buried in the bottom of a red plastic tub that smelled of fresh cleaner in REYES REYES' room. Detectives also located muddy sneakers, belonging to REYES REYES, with confirmed blood spatter, in his room.

Detective K. Yackovich interviewed REYES REYES in reference to the murder of the victim. During the interview, REYES REYES claimed ownership of both devices, including the Moto G utilizing TARGET TELEPHONE 2172, seized from his bedroom. REYES REYES advised that he arrived home on Friday, February 24, 2023 between 2:00-3:00 PM and played Playstation all night in the living of the residence. REYES REYES confirmed that the Playstation was in the main area of the residence where all other members of his family would have observed him. It should be noted that detectives interviewed all occupants of the residence following the search of the residence.

During those interviews, no one advised that they observed REYES REYES playing Playstation in the living room on Friday night. Additionally, several family members, advised that they didn' t see REYES REYES at all Friday night. One family member advised that they recalled REYES REYES coming in very late as they were asleep and woke up by REYES REYES coming in.

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REYES REYES admitted to participating in the gang, MS-13 and confirmed that the " PVLS" tattoo across his stomach was for the Parkview Locos Salvatruchas.

When confronted about the murder specifically, REYES REYES denied any knowledge of the incident and stated at the end of the interview, " there will never be a happy ending to the position I' m in" .

Detectives conducted a follow up interview with REYES REYES where he confirmed ownership of the target Snapchat account. REYES REYES stated that he was the only person to have access to the account and utilized the account to take photos. Detective K. Yackovich did recover multiple photos from the target Snapchat account to include a photo of REYES REYES wearing the same Fila sneakers standing in the initial crime scene on February 21, 2023, approximately three (3) days prior to the murder. When confronted about the message sent to the victim, REYES REYES advised that he didn' t remember sending that message. Detective K. Yackovich confirmed that the only account listed on the target Snapchat account as a friend was the Snapchat account belonging to the victim. REYES REYES also advised, " I' m not going to be the only one to go down for this," but would not elaborate further.

Further investigation into digital evidence revealed that REYES REYES was in the area of the initial crime scene, Gambrill State Park, and Sheetz, located at 20723 National Pike, Boonsboro, MD. Based on digital evidence review, surveillance and interviews, Detective K. Yackovich developed a additional suspects identified as Ismael LOPEZ LOPEZ (DOB: 6/6/1993), and Ismael Ivan RIVERA CANALES (DOB: 12/14/2002) referenced in the below paragraphs.

While reviewing video surveillance, Detective K. Yackovich observed a subject wearing a white puffy jacket with turquoise blue lining, dark pants, a black ball cap running westbound behind the shopping plaza, up the trail to into the initial crime scene at approximately 9:08 PM.

The second subject, who was tall and skinny, with dark hair sticking out from under his blue ball cap, observed on video surveillance with AYALA LOPEZ running behind 1170 W Patrick Street, was wearing a black puffy jacket, dark pants, white sneakers, and the blue ball cap, consistent with the clothing containing the victim' s blood located in the dumpster on February 26, 2023.

Detective K. Yackovich also observed and photographed RIVERA CANALES wearing black pants, white sneakers, a black puffy jacket, and a blue ball cap on January 30, 2023 during physical surveillance of RIVERA CANALES. The clothing that Detective K. Yackovich observed Rivera Canales wearing on January 30, 2023 is consistent with the clothing containing the victim' s blood located in the dumpster on February 26, 2023.

While reviewing video surveillance obtained from the area of S McCain Drive and W Patrick Street, Detective K. Yackovich observed a white SUV, consistent with the Ford Explorer (MD 4EX9267) owned and operated by LOPEZ LOPEZ, traveling south on McCain, stopping at the red light at McCain / W Patrick Street at approximately 1:04 AM. The Explorer is observed utilizing it' s turn signal to turn left. When the light turned green, the Explorer is observed turning left onto W Patrick Street, travelling west toward Gambrill State Park.

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While reviewing video surveillance obtained from Gambrell State Park, Detective K. Yackovich observed a white SUV, consistent with the Ford Explorer (MD 4EX9267) owned and operated by LOPEZ LOPEZ, entering the park at approximately 1:12 AM on February 25, 2023.

At approximately 2:08 AM, on February 25, 2023, Detective K. Yackovich observed the same white SUV exit the park.

At approximately 2:34 AM, on February 25, 2023, Detective K. Yackovich observed a black SUV consistent with the Nissan Rogue (MD 4DS9945), owned by LOPEZ LOPEZ's girlfriend, Elida ALFONSO HERNANDEZ, enter the park.

At approximately 3:09 AM, on February 25, 2023, a dark colored SUV, consistent with the same Nissan Rogue referenced above, is observed leaving the park.

Detective K. Yackovich then reviewed video surveillance from Sheetz located at 20723 National Pike, Boonsboro, MD. Detective K. Yackovich observed the 2018 Nissan Rogue, pull into Sheetz just prior to 3:30 AM. As the Rogue pulled into the parking lot, the license plate was visible, MD 4DS9945, confirming the year, make, model and registered owner of the vehicle. Detective K. Yackovich observed a male, identified as LOPEZ LOPEZ, exit the driver side of the Rogue. Detective K. Yackovich is familiar with LOPEZ LOPEZ from prior investigations and law enforcement contacts. LOPEZ LOPEZ is observed removing his light-colored coat prior to exiting the vehicle and appeared to be putting his feet into a pair of white sneakers when he opened the door. It should be noted that the weather on February 25, 2023 was a high of 36 and a low of 25 degrees. LOPEZ LOPEZ continued into the store and purchased a pack of Marlboro cigarettes, went into the bathroom for approximately 30 seconds, and went towards the same door he entered. LOPEZ LOPEZ turned back around and went back to the counter where he purchased cigars. LOPEZ LOPEZ then exited, returned to the Rogue, and got back in the driver seat. Additional camera angles confirmed that there was at least one front seat passenger.

On March 1, 2023, detectives seized the Nissan Rogue (MD 4DS9945), which was parked in front of 5800 Mercantile Drive W., Frederick, MD. It was later transferred to the FPD Impound Facility, pending legal process.

On March 1, 2023, Detective K. Yackovich conducted an interview of Elida ALFONSO HERNANDEZ ("HERNANDEZ"). During the interview, HERNANDEZ advised that she was the owner of the 2018 Nissan Rogue (MD 4DS9945). It was confirmed via video surveillance that HERNANDEZ and LOPEZ LOPEZ were working together on February 24, 2023, from approximately 8:00 PM—10:00 PM at Bright Eyes located at 3510 Campus Drive, Frederick, MD. Both HERNANDEZ and LOPEZ arrived together and left together in HERNANDEZ's Nissan Rogue. HERNANDEZ advised that she and LOPEZ LOPEZ returned to his residence located at Elmwood Terrace Apartments. HERNANDEZ stated that she drank at LOPEZ LOPEZ's residence where she ended up falling asleep sometime between 12:00 AM – 1:00 AM on February 25, 2023.

During the interview, HERNANDEZ confirmed the still photo from video surveillance obtained from Sheetz was LOPEZ LOPEZ. HERNANDEZ confirmed that LOPEZ LOPEZ had utilized her vehicle sometime after she had fallen asleep. HERNANDEZ advised that LOPEZ LOPEZ was at the residence when she woke up around 5:00 AM. HERNANDEZ stated that when she got in the Rogue to go home around 6:00 AM, she smelled a strong odor of smoke in the vehicle.

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HERNANDEZ confirmed Lopez Lopez' phone number as 240-440-0246, TARGET TELEPHONE 0246. HERNANDEZ also confirmed that LOPEZ LOPEZ operates a white Ford SUV, known to Detective K. Yackovich from prior investigations as a white, 2003 Ford Explorer (MD 4EX9267). LOPEZ LOPEZ is also the registered owner of the white Ford Explorer.

On March 1, 2023, Detective R. Stotler conducted surveillance in the area of Key Parkway and Waverly Drive. Detective Stotler observed LOPEZ LOPEZ' S Ford Explorer (MD 4EX9267) located in the area. The Ford Explorer was seized and later transferred to the FPD Sally Port, pending legal process.

Detectives authored and executed a search warrant on both the Rogue and Explorer. During the search of the Explorer, a significant amount of blood confirmed to belong to the victim was located in the rear cargo area, on the rear hatch, and within the passenger compartment.

On March 2, 2023, detectives located LOPEZ LOPEZ in the area of Bowers Road and U.S. 40. Detectives placed LOPEZ LOPEZ under arrest pursuant to an active arrest warrant for an unrelated investigation. During a search incident to arrest, detectives recovered a cellphone device from LOPEZ LOPEZ pants pocket. That device was seized and placed into evidence pending further legal process.

Detective K. Yackovich interviewed LOPEZ LOPEZ in reference to the Explorer. During interview LOPEZ LOPEZ claimed ownership of the Explorer, advised that no one else drives it, and that it hadn' t been driven for approximately 20 days. LOPEZ LOPEZ continued by saying that he had the keys when he was taken into custody by police for an unrelated arrest warrant, but that they were left in the work truck that he was in.

Detective K. Yackovich showed LOPEZ LOPEZ the photo from Sheetz surveillance footage. LOPEZ LOPEZ positively identified himself in the photo. When confronted about coming from Gambrill State Park in the Nissan Rogue on February 25, 2023, LOPEZ LOPEZ initially advised that he wasn' t at the park, nor was he with anyone. LOPEZ LOPEZ eventually advised that the front seat passenger in the Nissan Rogue at Sheetz was known to him as " Pelon" , but would not provide any further information on the passenger(s).

When asked who was driving his Explorer on February 25, 2023, LOPEZ LOPEZ initially advised that he didn' t know anything about the vehicle being driven and that it was parked in the area of Waverley Drive. LOPEZ LOPEZ eventually admitted to being with the Explorer in the park but would not advise anything further. When confronted about the murder of the victim, LOPEZ LOPEZ indicated that detectives should speak with Jason about what happened, that his " hands are clean" . It was also confirmed that LOPEZ LOPEZ purchased a new vehicle, a Toyota sedan, on or about February 26, 2023.

As referenced in the above paragraphs, digital evidence confirmed LOPEZ LOPEZ and REYES REYES to in the same area, together, moving in unison from the area of the initial crime scene at approximately 1:00 AM on February 25, 2023, arriving in Gambrill State Park together, LOPEZ LOPEZ leaving Gambrill State Park in the Ford Explorer, returning to Gambrill State Park in the Nissan Rogue and picking up REYES REYES who remained in the park when LOPEZ LOPEZ initially left the area.

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Digital evidence further showed LOPEZ LOPEZ and REYES REYES move in unison from Gambrill State Park at approximately 3:09 AM, to the Sheetz in Boonsboro, MD, arriving at approximately 3:24 AM.

Multiple items of evidence from multiple crime scene locations were recovered. Some of these items include, but are not limited to, significant blood evidence in the rear cargo area of LOPEZ LOPEZ' s Ford Explorer matching that of the victim.

On April 24, 2023, detectives were conducting a search of Gambrill State Park and located the human remains confirmed to be that of the victim, Limber Jocimar LOPEZ FUNEZ. Multiple items were collected at this crime scene to include another black trash bag. The trash bag was subsequently processed at the Maryland State Police Lab, Forensic Sciences Division. Analysis revealed, again, the known prints of RIVERA CANALES were present on the bag located a short distance from where the remains of the victim was located. It should also be noted that there was confirmed blood on the same bag.

Based on the investigation, a report was filed for the missing juvenile. The mother of the victim was very concerned and advised that it was out of character for the victim not to communicate with his mother. Information from a CS1 provided that a juvenile male was murdered on February 24, 2023, in Frederick City and in a wooded area. Through information received, prior investigations, and surveillance, " Lil Jason" was confirmed to be REYES REYES. The date that the CS1 advised the juvenile was murdered is the same date that REYES REYES communicated with the victim via Snapchat. That Snapchat account was tracked by an IP Address to REYES REYES' residence at 1148 Providence Court, Frederick, MD. Based on the totality of the information, Detective K. Yackovich confirmed that REYES REYES uses the street name is " Lil Jason" and resided at 1148 Providence Court, Frederick, MD. This information is corroborated through cellphone and Snapchat data.

Digital evidence, video surveillance, and interviews conducted confirmed that there were two (2) vehicles involved, the Ford Explorer, owned and operated by LOPEZ LOPEZ, and the Nissan Rogue owned by LOPEZ LOPEZ' s girlfriend, and operated by LOPEZ LOPEZ on February 25, 2023. Digital evidence confirmed the movement of LOPEZ LOPEZ and REYES REYES travelling in unison indicating that they were together when video surveillance showed the Ford Explorer travelling from S McCain Drive to Gambrill State Park from 1:04 AM to 1:12 AM. Detective K. Yackovich also recovered a text message from LOPEZ LOPEZ to REYES at approximately 12:45 AM, just prior to the Ford Explorer observed on video surveillance at 1:04 AM. The text read, " Ya voy dogui donde esta" —" I go, where is it" , indicating that LOPEZ LOPEZ was on his way to the initial scene to pick up REYES REYES and presumably the body of the victim. Digital evidence also confirmed that REYES REYES remained in Gambrill State Park while LOPEZ LOPEZ returned to 90 Waverly Drive, where he switched from the Ford Explorer to the Nissan Rogue, returned to Gambrill State Park to pick up REYES REYES, and continued out to the Sheetz located in Boonsboro, MD.

Video surveillance and forensic evidence confirmed RIVERA CANALES' was also at both crime scenes. Additionally, clothing consistent with clothing RIVERA CANALES had been observed wearing approximately 25 days prior, was recovered in the area of the initial crime scene containing a significant quantity of the victim' s blood.

It should be noted that all blood and biological evidence referenced above as "confirmed" was processed, analyzed, and confirmed by the Maryland State Police Forensics Lab.

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APPLICATION FOR STATEMENT OF CHARGES (CONTINUED) Page 8 of 8

Detective K. Yackovich is familiar with all suspects referenced in the above statement of probable cause due to prior investigations into the transnational criminal organization MS-13. Further, Detective K. Yackovich has confirmed through multiple investigations that the above-mentioned suspects associate, communicate and hang out together specifically on the night of the murder of the victim, February 24, 2023, and the disposal of his remains on February 25, 2023. Detective K. Yackovich knows through her training, knowledge, and experience that members of MS-13 will commit acts of violence and commit murders with multiple members of the gang. In some instances, the act provides merit for individuals to gain rank or status in the criminal organization.

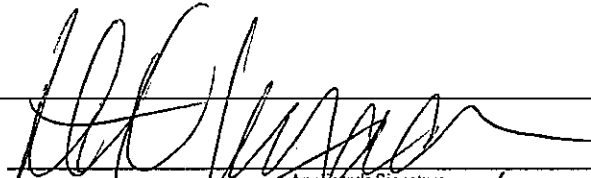
Chief Counsel Rebecca Clinton of the Frederick County State's Attorney has reviewed the above investigation. Based on the above statement of facts, Detective K. Yackovich respectfully requests an arrest warrant for the below charges:

CR 2-201, FELONY, *1M0990* **MURDER-FIRST DEGREE** (MINOR VICTIM) ISMAEL RIVERA CANALES did feloniously, willfully and of deliberately premeditated malice aforethought, kill and murder LIMBER JOCIMAR LOPEZ FUNEZ.

CR 2-201, FELONY, *1M0990C* **MURDER-FIRST DEGREE** (MINOR VICTIM) ISMAEL RIVERA CANALES conspired to feloniously, willfully and of deliberately premeditated malice aforethought, kill and murder LIMBER JOCIMAR LOPEZ FUNEZ.

051823

Date


Applicant's Signature
K. Yackovich
Printed Name

Tr.#231001160073

NOTICE OF ADVICE OF RIGHT TO COUNSEL FOR ALL JUDICIAL PROCEEDINGS

TO THE PERSON CHARGED:

1. This paper charges you with committing a crime.
2. If you have been arrested and remain in custody, you have the right to have a judicial officer decide whether you should be released from jail until your trial.
3. If you have been served with a citation or summons directing you to appear before a judicial officer for a preliminary inquiry at a date and time designated or within five days of service if no time is designated, a judicial officer will advise you of your rights, the charges against you, and penalties. The preliminary inquiry will be cancelled if a lawyer has entered an appearance to represent you.
4. You have the right to have a lawyer.
5. A lawyer can be helpful to you by:
 - (A) explaining the charges in this paper;
 - (B) telling you the possible penalties;
 - (C) explaining any potential collateral consequences of a conviction, including immigration consequences;
 - (D) helping you at trial;
 - (E) helping you protect your constitutional rights; and
 - (F) helping you to get a fair penalty if convicted.
6. Even if you plan to plead guilty, a lawyer can be helpful.
7. If you are eligible, the Public Defender or a court-appointed attorney will represent you at any initial appearance before a judicial officer and at any proceeding under Rule 4-216.2 to review an order of a District Court commissioner regarding pretrial release. If you want a lawyer for any further proceeding, including trial, but do not have the money to hire one, the Public Defender may provide a lawyer for you. To apply for Public Defender representation, contact a District Court commissioner.
8. If you want a lawyer but you cannot get one and the Public Defender will not provide one for you, contact the court clerk as soon as possible.
9. **DO NOT WAIT UNTIL THE DATE OF YOUR TRIAL TO GET A LAWYER.** If you do not have a lawyer before the trial date, you may have to go to trial without one.

Contact information for District Court Commissioner's Offices can be found at:

<http://www.mdcourts.gov/district/directories/commissionermap.html>

If you require further information about qualifying for a Public Defender, call 1-833-453-9799.

NOTICE TO DEFENDANT

1. **MUST APPEAR** - If the offense with which you are charged is a 'MUST APPEAR' offense, you may not waive trial but are required to appear in court when notified. Drivers who receive payable citations included with a "Must Appear" citation automatically will receive a trial date notice for all citations. PLEASE NOTE THAT FAILURE TO APPEAR MAY RESULT IN A WARRANT FOR YOUR ARREST.
2. **PRESET FINE** - If ALL of your charges are marked "Payable", you must comply with one of the following within 30 days after receipt of the citation/summons.

OPTION #1 - Pay the full amount of the preset fine for each violation.

OPTION #2 - Request a waiver hearing regarding sentencing and disposition instead of trial - Plead Guilty With an Explanation. Do not send payment.

OPTION #3 - Request a trial date, time, and place established by the District Court of Maryland by writ or trial notice. Do not send payment.

Please note that payment of the preset fine will result in conviction for the offense(s) charged being entered against you and the case being closed. Please note further that points will be assessed by MVA on your driving record after conviction of a violation of the Motor Vehicle Laws of this State. Failure to pay the preset fine or to appear at trial, after notice, will result in the suspension of your driving privileges by the Motor Vehicle Administration.

FOR MORE INFORMATION AND TO PAY CITATIONS:

Visit the MD Judiciary Website at www.mdcourts.gov/district or call the Interactive Voice Response (IVR) System for trial dates, court locations, and directions.

From all areas including out-of-state calls: 1-800-492-2656

TTY users call Maryland RELAY: 711

I have read or have had read to me the contents of the above notice and acknowledge receipt of a copy thereof.

Date _____ Defendant _____

Date _____ Judge/Commissioner _____

IMPORTANT NOTICE

The attached papers charge you with committing a crime. Depending on the crime charged, a **jail sentence** could be imposed by the court if you are found guilty. You have a right to be represented at trial by a lawyer. **ACT IMMEDIATELY** to obtain a lawyer. If you cannot afford a lawyer, you may apply for the Public Defender through the **District Court Commissioner** who will determine if you are eligible for the Public Defender to represent you at trial. If you wait too long to retain the Public Defender or private counsel you can be made to stand trial without a lawyer. Applications are accepted at any District Court Commissioner's Office during operating hours. Please contact the office listed below for operating hours:

District Court Commissioner Station for Frederick County
7300 MARCIE'S CHOICE LANE
Frederick, MD 21704
1-833-453-9799

You should bring the following papers to apply for the Public Defender's services:

1. Court charging documents/traffic tickets. (Statement of Charges/all documents issued to you by court).
2. Trial date notices from the court. (You may apply even if no trial date has been received.)
3. If you are employed:
Written proof of salary, pay stubs, or other written verification of income for the last two pay periods.
4. If you are unemployed:
Proof of public assistance, medical assistance, Social Security or Supplemental Security Income (SSI), or other assistance you are receiving.

For more information on operating hours or locations visit the Maryland Judiciary website:
mdcourts.gov/district/directories/commissionermap
If you require further information about qualifying for the Public Defender, call 1-833-453-9799.

IMPORTANT

IF THE COMMISSIONER DETERMINES THAT YOU ARE ELIGIBLE TO BE REPRESENTED BY THE PUBLIC DEFENDER AT TRIAL, YOU WILL RECEIVE A **FINAL QUALIFICATION** IN WRITING. ONCE YOU HAVE RECEIVED THE FINAL QUALIFICATION, ALL QUESTIONS SHOULD BE DIRECTED TO THE PUBLIC DEFENDER'S OFFICE:

The address of the Public Defender is: **COURTHOUSE**
100 WEST PATRICK STREET
FREDERICK, MARYLAND 21701

Their telephone number is: **301-600-1988**

The Office of the Public Defender is open weekdays from 8:30 a.m. to 4:30 p.m.

I have read, or have had read to me, the contents of the above notice and acknowledge receipt of a copy thereof.

DATE

SIGNATURE OF DEFENDANT

**IF YOU DO NOT HAVE A LAWYER ON THE TRIAL DATE, YOU MAY
HAVE TO GO TO TRIAL WITHOUT THE ASSISTANCE OF A LAWYER.**